IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE JURISIDICTION

CONTEMPT PETITION NO.274 OF 1999
IN
W.P.NO. 257 OF 1998

Shri.Chintamani S.Gupte and Ors..Petitioners

Vs.

Shri.Govind Keshav Joshi and Ors.Respondents

....

Mr.A.H.Palekar AGP for Respondent no.4

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CORAM : B.H.MARLAPALLE,J.

DATE : FEBRUARY 22,2005

P.C.:

1. Heard Mr.Palekar, the learned A.G.P. Petitioners were issued notice on account of withdrawl of appearance by Mr.Paranjape, the learned counsel. Petitioner no.2 has been duly served as per the office report and none appears for the petitioners inspite of service. They have not caused their appearance through an advocate as yet.

2. Respondent no.1 has filed affidavit in reply and stated on oath that the status-quo order passed by this Court on 23.2.1999 in W.P.No. 257 of 1999 was not violated. It is further stated that the petition itself came to be disposed of on 27.7.1999 by

directing the status-quo to be maintained. The Affiant states that neither he nor any other trustees or office bearers of the trust PTR A-729 have disobeyed or committed any breach of order of status-quo in any manner whatsoever. The Affiant has further disputed that any of the petitioners are the trustees of Shri.Siddhivinayak Deosthan Nandgaon and it has been pointed out that the petitioners are the trustees of PTR A-382 which was registered on 12.4.1957 and it is not known as Shri.Siddhivinayak Deosthan Nandgaon.

3. Under the circumstances, there is no case made out to take cognizance of the alleged contempt and therefore, the contempt petition is dismissed.

[B.H.MARLAPALLE,J.]